

MAINE STATE LEGISLATURE

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1 (EMERGENCY)
2 (After Deadline)

3 FIRST REGULAR SESSION
4

5 ONE HUNDRED AND ELEVENTH LEGISLATURE
6

7 Legislative Document

No. 744

9 H.P. 598

House of Representatives, February 14, 1983

10 Under suspension of the rules, read twice and passed to be engrossed
11 without reference to committee, sent up for concurrence.

12 EDWIN H. PERT, Clerk

Presented by Speaker Martin of Eagle Lake.

13
14 STATE OF MAINE
15

16 IN THE YEAR OF OUR LORD
17 NINETEEN HUNDRED AND EIGHTY-THREE
18

19 AN ACT to Clarify Legislative Intent on
20 Setting Insurance Rates for Workers'
21 Compensation Insurance.
22

23 Emergency preamble. Whereas, Acts of the Legis-
24 lature do not become effective until 90 days after
25 adjournment unless enacted as emergencies; and

26 Whereas, amendments to the workers' compensation
27 rate setting statutes during 1979 and 1981 estab-
28 lished detailed information filing requirements for
29 consideration of workers' compensation insurance rate
30 changes, but such legislation did not expressly amend
31 the general statutory provision on standards for
32 setting those rates; and

1 Whereas, the present statutory provisions leave
2 uncertain whether this information will be considered
3 in establishing those rates; and

4 Whereas, the Legislature intended, by requiring
5 the detailed filing information, that that informa-
6 tion be considered in establishing workers' compensa-
7 tion insurance rates; and

8 Whereas, in the judgment of the Legislature,
9 these facts create an emergency within the meaning of
10 the Constitution of Maine and require the following
11 legislation as immediately necessary for the preser-
12 vation of the public peace, health and safety; now,
13 therefore,

14 Be it enacted by the People of the State of Maine as
15 follows:

16 24-A MRSA §2303, sub-§1, ¶C, as enacted by PL
17 1969, c. 132, §1, is amended to read:

18 C. Due consideration shall be given:

19 (1) To past and prospective loss experience
20 within and outside this State;

21 (2) To the conflagration and catastrophe
22 hazards;

23 (3) To a reasonable margin for underwriting
24 profit and contingencies;

25 (4) To dividends, savings or unabsorbed
26 premium deposits allowed or returned by
27 insurers to their policyholders, members or
28 subscribers;

29 (5) To past and prospective expenses both
30 countrywide and those specially applicable
31 to this State;

32 (6) To all other relevant factors within
33 and outside this State; and

